

JPW

PHILY-26,511

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jeffry Jovan Philyaw
Serial No.: 10/690,485
Filed: October 21, 2003
Group: To Be Assigned
Examiner: To Be Assigned
For: METHOD AND APPARATUS FOR UTILIZING A CODED
AUDIO/VIDEO SIGNAL TO CONDUCT COMMERCE OVER THE
INTERNET

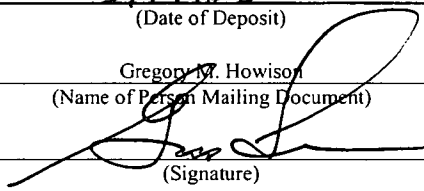
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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3/14/05
(Date of Deposit)

Gregory M. Howison
(Name of Person Mailing Document)


(Signature)

3/14/05
(Date of Signature)

INFORMATION DISCLOSURE STATEMENT

In accordance with the requirements of 37 C.F.R. §§ 1.56, 1.97, and 1.98, attached please find a Form PTO SB/08 listing information for consideration by the Office in connection with its examination of the above-captioned patent application. A copy of each listed non-patent document is enclosed herewith.

It is brought to Examiner's attention that the references listed on the attached Form PTO SB/08 were previously submitted to the Office in connection with a prior application, namely Application Serial No. 09/491,089 now US Patent No. 6,636,896, which is relied upon in the current application for an earlier filing date under 35 U.S.C. §120.

Applicant requests that this information disclosure statement be considered and that a copy of the Form PTO SB/08 be returned to the undersigned indicating the consideration of each document listed.

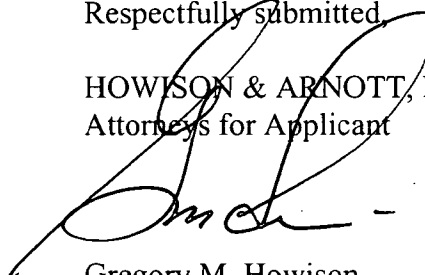
REMARKS

Applicant submits that no representation is made, and no representation is intended, that more relevant material does not exist, or that the order of presentation of these materials in any way reflects their relevant pertinence. The listing on the attached Form PTO SB/08 is not intended to constitute an admission of any kind. Specifically, this presentation is not an admission that any of the items listed are properly citable against the above-identified application as prior art. Applicant respectfully submits that his invention is patentable over the enclosed documents listed on Form PTO SB/08.

To Applicant's knowledge, this information disclosure statement is being filed before the mailing date of a first Office Action on the merits. Therefore, pursuant to 37 C.F.R. §1.97(b)(3), no fee is believed necessary for its consideration. Please charge any necessary fees or deficiencies in fees necessary for the filing of this paper or credit any overpayment to Deposit Account No. 20-0780/PHLY-26,511 of HOWISON & ARNOTT, L.L.P.

Respectfully submitted,

HOWISON & ARNOTT, L.L.P.
Attorneys for Applicant



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GMH/yoc

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March 10, 2005



PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/690,485
Filing Date	10/21/2003
First Named Inventor	Philyaw
Art Unit	To Be Assigned
Examiner Name	To Be Assigned
Attorney Docket Number	PHLY-26,511

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Post Card; SB-08 (11); 16 references.
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	HOWISON & ABBOTT, L.L.P.		
Signature			
Printed name	Gregory M. Howison		
Date	3/14/05	Reg. No.	30,646

CERTIFICATE OF TRANSMISSION/MAILING

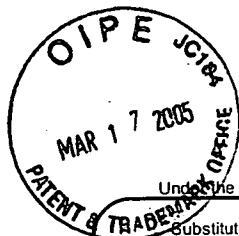
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Signature			
Typed or printed name	Gregory M. Howison	Date	3/14/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/08A (08-03)

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 10

Complete if Known

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Filing Date	10/21/2003
First Named Inventor	Philyaw
Art Unit	To Be Assigned
Examiner Name	To Be Assigned
Attorney Docket Number	PHLY-26,511

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	01	US- 3,668,312	06/06/72	Yamamoto et al.	
	02	US- 4,002,886	01/11/77	Sundelin	
	03	US- 4,042,792	08/16/77	Pakenham et al.	
	04	US- 4,365,148	12/21/82	Whitney	
	05	US- 4,621,250	11/04/86	Schepers et al.	
	06	US- 4,654,482	03/31/87	DeAngelis	
	07	US- 4,780,599	10/25/88	Baus	
	08	US- 4,785,296	11/15/88	Tabata et al.	
	09	US- 4,816,904	03/28/89	McKenna et al.	
	10	US- 4,817,136	03/28/89	Rhoads	
	11	US- 4,833,308	05/23/89	Humble	
	12	US- 4,841,132	06/20/89	Kajitani et al.	
	13	US- 4,845,634	07/04/89	Vitek et al.	
	14	US- 4,894,789	01/16/90	Yee	
	15	US- 4,899,370	02/06/90	Kameo et al.	
	16	US- 4,901,073	02/13/90	Kibrick	
	17	US- 4,905,094	02/27/90	Pocock et al	
	18	US- 4,907,264	03/06/90	Seiler et al	
	19	US- 4,916,293	04/10/90	Cartledge et al.	

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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	AA	WO 95/10813	10/14/94	PCT		
	AB	WO 96/07146	09/01/95	PCT		
	AC	WO 97/37319	02/20/97	PCT		
	AD	WO 98/03923	01/29/98	PCT		
	AE	WO 98/06055	02/12/98	PCT		
	AF	WO 98/09243	08/22/97	PCT		

Examiner Signature	ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH.	Date Considered	03/05/2008
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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

2

of

10

Complete if Known

Application Number	10/690,485
Filing Date	09/14/2004
First Named Inventor	Philyaw
Art Unit	To Be Assigned
Examiner Name	To Be Assigned
Attorney Docket Number	PHLY-26,511

U. S. PATENT DOCUMENTS

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		Number-Kind Code ² (if known)			
	20	US- 4,937,853	06/26/90	Brule et al.	
	21	US- 4,947,028	08/07/90	Gorog	
	22	US- 4,959,530	09/25/90	O'Connor	
	23	US- 4,975,948	12/04/90	Andersen et al.	
	24	US- 4,984,155	01/08/91	Geier et al.	
	25	US- 5,038,023	08/06/91	Saliga	
	26	US- 5,054,096	10/01/91	Beizer	
	27	US- 5,088,045	02/11/92	Shimanaka et al.	
	28	US- 5,111,391	05/05/92	Fields et al.	
	29	US- 5,115,326	05/19/92	Burgess et al.	
	30	US- 5,128,752	07/07/92	Von Kohorn	
	31	US- 5,144,654	09/01/92	Kelley et al.	
	32	US- 5,161,037	11/03/92	Saito	
	33	US- 5,161,214	11/03/92	Addink et al.	
	34	US- 5,182,705	01/26/93	Barr et al.	
	35	US- 5,189,630	02/23/93	Barstow et al.	
	36	US- 5,191,525	03/02/93	LeBrun et al.	
	37	US- 5,198,644	03/30/93	Pfeiffer et al.	
	38	US- 5,235,654	08/10/93	Anderson et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	AG	WO 98/19259	05/07/98	PCT		
	AH	WO 98/40823	09/17/98	PCT		
	AI	WO 99/63457	06/03/99	PCT		
	AJ	EP 0 961 250 A2 ✓	12/01/99	EP		
	AK	JP 10188140A ✓	12/24/96	JP		
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Date
Considered

03/05/2008

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Sheet **3** of **10****Complete if Known**

Application Number	10/690,485
Filing Date	10/21/2003
First Named Inventor	Philyaw
Art Unit	To Be Assigned
Examiner Name	To Be Assigned
Attorney Docket Number	PHLY-26,511

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		Number-Kind Code ² (if known)			
	39	US- 5,241,402	08/31/93	Aboujaoude et al.	
	40	US- 5,243,531	09/07/93	DiPippo et al.	
	41	US- 5,247,347	09/21/93	Litteral et al.	
	42	US- 5,262,860	11/16/93	Fitzpatrick et al.	
	43	US- 5,285,278	02/08/94	Holman	
	44	US- 5,287,181	02/15/94	Holman	
	45	US- 5,288,976	02/22/94	Citron et al.	
	46	US- 5,296,688	03/22/94	Hamilton et al.	
	47	US- 5,304,786	04/19/94	Pavlidis et al.	
	48	US- 5,305,195	04/19/94	Murphy	
	49	US- 5,319,454	06/07/94	Schttte	
	50	US- 5,324,922	06/28/94	Roberts	
	51	US- 5,331,547	07/19/94	Laszlo	
	52	US- 5,340,966	08/23/94	Morimoto	
	53	US- 5,357,276	10/18/94	Banker et al.	
	54	US- 5,362,948	11/08/94	Morimoto	
	55	US- 5,382,779	01/17/95	Gupta	
	56	US- 5,386,298	01/31/95	Bronnenberg et al.	
	57	US- 5,398,336	03/14/95	Tantry et al.	

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Sheet 4

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	58	US- 5,405,232	04/11/95	Lloyd et al.	
	59	US- 5,418,713	05/23/95	Allen	
	60	US- 5,420,403	05/30/95	Allum et al.	
	61	US- 5,420,943	05/30/95	Mak	
	62	US- 5,424,524	06/13/95	Ruppert et al.	
	63	US- 5,438,355	08/01/95	Palmer	
	64	US- 5,446,490	08/29/95	Blahut et al.	
	65	US- 5,446,919	08/29/94	Wilkins	
	66	US- 5,491,508	02/13/96	Friedell et al.	
	67	US- 5,493,107	02/20/96	Gupta et al.	
	68	US- 5,519,878	05/21/96	Dolin, Jr.	
	69	US- 5,530,852	06/25/96	Meske, Jr. et al.	
	70	US- 5,570,295	10/29/96	Isenberg et al.	
	71	US- 5,572,643	11/05/96	Judson	
	72	US- 5,592,551	01/07/97	Lett et al.	
	73	US- 5,594,226	01/14/97	Steger	
	74	US- 5,602,377	02/11/97	Beller et al.	
	75	US- 5,604,542	02/18/97	Dedrick	
	76	US- 5,640,193	06/17/97	Wellner	

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	77	US- 5,649,186	07/15/97	Ferguson	
	78	US- 5,664,110	09/02/97	Green et al.	
	79	US- 5,671,282	09/23/97	Wolff et al.	
	80	US- 5,675,721	10/07/97	Freedman et al.	
	81	US- 5,682,540	10/28/97	Klotz, Jr. et al.	
	82	US- 5,694,163	12/02/97	Harsion	
	83	US- 5,708,780	01/13/98	Levergood et al.	
	84	US- 5,710,887	01/20/98	Chelliah et al.	
	85	US- 5,715,314	02/03/98	Payne et al.	
	86	US- 5,724,424	03/03/98	Gifford	
	87	US- 5,745,681	04/28/98	Levine et al.	
	88	US- 5,754,906	05/19/98	Yoshida	
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Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
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STATEMENT BY APPLICANT**

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Sheet 6

of 10

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Application Number	10/690,485
Filing Date	10/21/2003
First Named Inventor	Philyaw
Art Unit	To Be Assigned
Examiner Name	To Be Assigned
Attorney Docket Number	PHLY-26,511

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	96	US- 5,778,367	07/07/98	Wesinger, Jr. et al.	
	97	US- 5,790,793	08/04/98	Highley	
	98	US- 5,791,991	08/11/98	Small	
	99	US- 5,794,210	08/11/98	Goldhaber et al.	
	100	US- 5,796,952	08/18/98	Davis et al.	
	101	US- 5,804,803	09/08/98	Cragun et al.	
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Application Number	10/690,485
Filing Date	10/21/2003
First Named Inventor	Philyaw
Art Unit	To Be Assigned
Examiner Name	To Be Assigned
Attorney Docket Number	PHLY-26,511

Sheet 7 of 10

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
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	116	US- 5,915,090	06/22/99	Joseph et al.	
	117	US- 5,918,214	06/29/00	Perkowski	
	118	US- 5,925,865	07/20/99	Steger	
	119	US- 5,929,850	07/27/99	Broadwin et al.	
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	130	US- 5,974,451	10/26/99	Simmons	
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Sheet 8

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Application Number	10/690,485
Filing Date	10/21/2003
First Named Inventor	Philyaw
Art Unit	To Be Assigned
Examiner Name	To Be Assigned
Attorney Docket Number	PHLY-26,511

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	136	US- 6,002,394	12/14/99	Schein et al.	
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	138	US- 6,006,257	12/21/99	Slezak	
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	149	US- 6,636,896	10/2003	Philyaw	
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		Filing Date	10/21/2003
		First Named Inventor	Philyaw
		Art Unit	To Be Assigned
		Examiner Name	To Be Assigned
Sheet 9	of 10	Attorney Docket Number PHL-26,511	

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	001	"Group Decision Support System; Development and Application", Energy Systems, James W. Thomas; Westinghouse, Pittsburgh, PA.	
	002	"New Technologies in Credit Card Authentication", Pieter de Bruyne; Institute for Communications Technology Zurich, Switzerland; CH2892-1990 IEEE.	
	003	"AVITAL, a Private Teaching System by Fax Communication", Atsushi Iizawa et al.; Software Research Center, RICOH Company; 8186-2697; 06/92; IEEE.	
	004	"Document on Computer" IPCC96; Fast Track; The US Postal Service...; 7803-3689, 1996, IEEE	
	005	"Development of a Commercially Successful Wearable Data Collection System" Robert Stein et al.; 8186-9074; 07/1998, IEEE	
	006	"NESTLE, What Do Forward Looking Companies Consider in Their Plans and Developments?" A. G. Johnston; File Name: IEE Colloquium; 10/12/97.	
	007	"The Automation Synergy", Ricardo Neves et al.; IEEE Catalog Number 97TH8280.	
	008	"Integration of Hand-Written Address Interpretation Technology Into the United States Postal Service Remote Computer Reader System"; Sargur N. Srihari et al. 8186-7898; 04/97; IEEE	
	009	"Paper Based Document Security - A Review" Rudolf L. Van Renesse; European Conference on Security and Detection 28-30 April 1997; Publication No. 437; IEE 1997.	
	010	"IEEE Standard for Bar Coding for Distribution Transformers", IEEE Std. C57, 1996; Copyright 1996 by the Institute of Electrical and Electronics Engineers, Inc.	

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		Application Number	10/690,485	
		Filing Date	10/21/2003	
		First Named Inventor	Philyaw	
		Art Unit	To Be Assigned	
		Examiner Name	To Be Assigned	
Sheet 10	of 10	Attorney Docket Number		PHLY-26,511

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	11	"The Stylus" Shopping from Home; John W. Barrus et al.; Stylus Innovation, Cambridge, MA 02142; 8186-2730; IEEE, 1992.	
	12	"Distributing Uniform Resource Locators as Bar Code Images"; IBM Technical Disclosure Bulletin..., January 1996; Vol-39; Pub. No. 1; pp 167-168.	
	13	"Bar Code Method for Automating Catalog Orders"; IBM Technical Disclosure Bulletin, pp 243-244; September 1988.	
	14	"Bar Code Recognition System Using Image Processing"; Miko Kuroki et al.; Hitachi Process Computer Engineering, Inc.;	

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